THE HON'BLE SRI JUSTICE V.V.S. RAO

WRIT PETITION No.6974 of 2005

DATED:18-03-2006

Between:

Private Recognised Aided Schools Managements' Association.

..Petitioner

And

The Government of Andhra Pradesh represented by its Principal Secretary School Education Department (PS) A.P. Secretariat, Hyderabad. and another.

..Respondents

THE HON'BLE SRI JUSTICE V.V.S. RAO

WRIT PETITION No.6974 of 2005

ORDER:

The proceedings of the second respondent in Rc.No.4271/B4-2/2004, dated 27-10-2004, whereby and whereunder the second respondent authorized the District Collectors in the State to note the change of correspondentship in respect of private aided schools under all managements, is assailed in the writ petition by the Private Recognized Aided Schools Managements' Association, Vijayawada. Under the notification issued *vide* G.O.Ms.No.74, dated 27-02-1989, which was subsequently amended by G.O.Ms.No.147, dated 21-06-1990, the Government of Andhra Pradesh delegated powers to the second respondent to be competent authority for the purpose of Section 24 of the Andhra Pradesh Education Act, 1982. Therefore, the second respondent could not have further delegated such authorization to the District Collectors. Presumably, for this reason, the Government of Andhra Pradesh came forward by issuing a notification *vide* G.O.Ms.No.14, dated 24-02-2006, amending G.O.Ms.No.74, dated 27-02-1989. In view of the amendment, the Commissioner and Director of School Education in claim 1 of the table below the notification is now substituted by the District Collectors. In view of this, the learned counsel, Sri Gangisetty Rajeshwar Rao, representing Sri K.V.N.Bhupal, learned counsel for the petitioner, seeks leave of this Court to withdraw the writ petition and to file a separate writ petition challenging the notification issued by the Government referred to hereinabove.

In view of the above, the writ petition, at the interlocutory stage, is dismissed as withdrawn. No costs.

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(V.V.S.RAO,J)

Dated:18.03.2006

GJ